

**Merchant & Gould**

An Intellectual Property Law Firm

3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota  
55402-2215 USA  
TEL 612.332.5300  
FAX 612.332.9081  
www.merchant-  
gould.com

A Professional Corporation

**Fax Transmission** | May 7, 2004

TO: Commissioner for Patents  
Attn: Examiner G. Delcotto  
P.O. Box 1450  
Alexandria, VA 22313-1450

FROM: Mark T. Skoog

OUR REF: 163.1471US01  
TELEPHONE: 612.332-5300

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If you do NOT receive all of the pages, please telephone us at 612.332-5300, or fax us at 612.332.9081.

Title of Document Transmitted:

Comments on Statement of Reasons for  
Allowance

Applicant: Ecolab Inc.  
Serial No.: 09/923,931  
Filed: August 7, 2001  
Group Art Unit: 1751  
Our Ref. No.: 163.1471US01  
Confirmation No. 4550

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Mark T. Skoog  
Name: Mark T. Skoog  
Reg. No.: 40,178

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

May 7, 2004

Valerie Hoffmann  
Signature

May 7, 2004  
Date

GEN033.DOT



09/923,931

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SMITH ET AL.	Examiner:	G. DELCOTTO
Serial No.:	09/923,931	Group Art Unit:	1751
Filed:	AUGUST 7, 2001	Docket No.:	163.1471US01
Confirmation No.:	4550	Customer No.:	23552
Title:	PEROXYGEN COMPOSITIONS AND METHODS FOR CARPET OR UPHOLSTERY CLEANING OR SANITIZING		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on May 7, 2004.

By: Valerie Hoffmann  
Name: Valerie HoffmannCOMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

MS ISSUE FEE  
Commission for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant acknowledges the allowance of claims 1-11 and 13-43 in the subject application by the Examiner with appreciation. The Applicant agrees with the Examiner's Statement of Reasons for Allowance to the extent that the claims of the present invention are patentable over the references in the record. The Applicant expressly traverses the Examiner's Statement of Reasons for Allowance to the extent that any comment is intended or has the effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim the respective claim language, or is intended or has the effect of limiting a claim scope by stating or implying that all the reasons for patentability are in any way fully enumerated.

The Applicant further points out that the reasons for allowance set forth by the Examiner are not the only reasons that the claims 1-11 and 13-43 are allowable. Further reasons for allowance of the claims beyond those enumerated by the Examiner are described and set forth in the Applicant's specification. In addition, structures that perform substantially the same function in substantially the same way to achieve substantially the same results in a method of cleaning carpet or upholstery are included within the scope of the claims.

Finally, as the Examiner's reasons for allowance are not exhaustive, such reasons for allowance do not establish an estoppel against Applicant seeking and obtaining allowance of additional, broader claims in a continuation application, which Applicant reserves the right to file.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: May 7, 2004

Mark T. Skoog  
Mark T. Skoog  
Reg. No. 40,178  
MTS:vhb

